

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|--|---|----------------|
| AN INQUIRY INTO LOCAL COMPETITION, |) | |
| UNIVERSAL SERVICE, AND THE NON-TRAFFIC |) | ADMINISTRATIVE |
| SENSITIVE ACCESS RATE |) | CASE NO. 355 |

O R D E R

On May 28, 1996, the Commission received the attached letter from the Association of Directory Publishers ("ADP"). The Commission will treat ADP's letter as a motion to intervene. It appears to the Commission that ADP has a special interest which is not otherwise adequately represented, and that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, and this Commission being otherwise sufficiently advised,

IT IS HEREBY ORDERED that:

1. The motion of ADP to intervene is granted.
2. ADP shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
3. Should ADP file documents of any kind with the Commission in the course of these proceedings, it shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 18th day of June, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director



Association of Directory Publishers

105 Summer Street • Wrentham, MA 02093 • (508) 883-3688 • FAX (508) 883-3717

May 22, 1996

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PUBLIC SERVICE
COMMISSION

Kentucky Public Service
Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, Kentucky 40602

A-355

Dear Commissioners:

The Association of Directory Publishers ("ADP") is a 100-year-old international trade association representing the interests of independent telephone directory publishers (those not affiliated with a local exchange carrier). ADP appreciates the opportunity to participate in the Kentucky Public Service Commission's proceedings directed to opening local telecommunications markets to new entrants and competition pursuant to the Telecommunications Act of 1996.

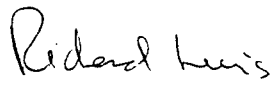
ADP and its publisher members have a particularly strong interest in ensuring that consumers and advertisers get the full benefit of the competitive opportunities in the telephone directory business that new Section 222(e) of the Communications Act is intended to provide. As you implement the 1996 Act, ADP hopes to work with the Kentucky Public Service Commission to ensure that both incumbent local exchange carriers (LECs) and new entrants in the local telephone business comply with Section 222(e).

As enacted by Congress, Section 222(e) requires LECs to make available subscriber list information to competing directory publishers "on a timely and unbundled basis, under nondiscriminatory and reasonable rates, terms, and conditions." In short, local exchange carriers (both incumbents and new entrants) must provide subscriber list information to competing directory publishers. ADP believes that Section 222(e) should be part of your formulation as you craft rules to open the local loop to competition and new entrants. In ADP's view, compliance with Section 222(e) requires that the Kentucky Public Service Commission's rules or company tariffs provide specifically for the provision of subscriber list information (both current subscribers and new subscribers) to competing directory publishers in a form and manner that makes such information of practical competitive use to independent publishers. In accordance with the legislative history to Section 222(e), there is no charge for providing such information should be based on incremental cost.

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Please feel free to call me with any comments or questions concerning this matter. We would be happy to provide you with further documentation or pleadings.

Sincerely,


Richard Lewis ^{MF}
President